Civil. Review No.15 of 2007.

12.9.2007 Present: Mr. Dibender Ghosh, Advocate, for the petitioners.

CMP(M) No. 278 of 2007.

For the reasons stated, the application is allowed. Delay in filing Civil Review No.15 of 2007 is condoned.

Civil Review No.15 of 2007.

Review petition is taken up today for consideration.

Heard Mr. Ghosh, learned Counsel appearing for the petitioners. The only ground urged is that the petitioners had not given any oral instructions to the Counsel appearing for them for consenting with the order passed by this Court on 2nd August, 2005 in CMPMO No.382 of 2004. No other point was urged in support of the Review Petition.

I have perused the order dated 2nd August, 2005 and found that the petitioners were represented by a designated senior Advocate who had appeared alongwith an assisting Counsel. Learned Counsel appearing for the petitioners in their wisdom had agreed to the passing of the aforesaid order because undoubtedly they felt, alongwith the Counsel for the respondents herein that the best course of action would be to have the two suits tried separately without consolidating or clubbing them together.

In my considered opinion, no case is made out for reviewing the aforesaid order.

The review petition is dismissed in limine.

CMP No. 321 of 2007.

Infructuous.

September 12, 2007. **(V.K. Gupta), C.J.**

(rc)